

support enforcement. This includes the authority to represent the legal interests of or execute documents on behalf of the other public authority in connection with the establishment, enforcement, and collection of child support, maintenance, or medical support, and collection on judgments.

(c) Payments made to the public authority other than payments under section 518.6111 must be credited as of the date the payment is received by the central collections unit.

(d) Amounts received by the public agency responsible for child support enforcement greater than the amount granted to the obligee shall be remitted to the obligee.

Sec. 2. Minnesota Statutes 2000, section 518.6111, is amended by adding a subdivision to read:

Subd. 19. TIMING OF AUTOMATED ENFORCEMENT REMEDIES. The public authority shall make reasonable efforts to ensure that automated enforcement remedies take into consideration the time periods allowed under this section.

**Sec. 3. [518.6196] COLLECTION; REVENUE RECAPTURE.**

The public authority may submit debt under chapter 270A only if the obligor is in arrears in court-ordered child support or maintenance payments, or both, in an amount greater than the obligor's total monthly support and maintenance payments or if the debt has been entered and docketed as a judgment under section 548.091, subdivision 2a.

Presented to the governor May 17, 2001

Signed by the governor May 21, 2001, 11:00 a.m.

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**CHAPTER 135—S.F.No. 1043**

*An act relating to peace officers; prescribing grounds for license revocation, suspension, or denial; removing the requirement that the peace officer standards and training board report to the legislature on the activities of the minority recruiter; repealing the law empowering council members of certain cities to act as peace officers to suppress riotous or disorderly conduct; amending Laws 1997, chapter 239, article 1, section 9; proposing coding for new law in Minnesota Statutes, chapter 626; repealing Minnesota Statutes 2000, section 412.101.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

**Section 1. [626.8432] REVOCATION; SUSPENSION; DENIAL.**

Subdivision 1. GROUNDS FOR REVOCATION, SUSPENSION, OR DENIAL. (a) The board may refuse to issue, refuse to renew, refuse to reinstate, suspend, revoke eligibility for licensure, or revoke a peace officer or part-time peace officer license for any of the following causes:

**New language is indicated by underline, deletions by strikeout.**

- (1) fraud or misrepresentation in obtaining a license;  
 (2) failure to meet licensure requirements; or  
 (3) a violation of the standards of conduct set forth in Minnesota Rules, chapter 6700.

(b) Unless otherwise provided by the board, a revocation or suspension applies to each license, renewal, or reinstatement privilege held by the individual at the time final action is taken by the board. A person whose license or renewal privilege has been suspended or revoked shall be ineligible to be issued any other license by the board during the pendency of the suspension or revocation.

**Subd. 2. DISCOVERY OF DISQUALIFYING CONVICTION AFTER LICENSURE.** The board may suspend or revoke a peace officer or part-time peace officer license when the licensee has been convicted of a crime recognized by the board as a crime that would disqualify the licensee from participating in a professional peace officer education course, taking the peace officer licensing examination or the part-time peace officer licensing examination, or maintaining eligibility for licensure under Minnesota Rules, chapter 6700. The authority to suspend or revoke a license shall include all individuals who have been granted a license when a disqualifying conviction that would have precluded eligibility for licensure is discovered after licensure.

Sec. 2. Laws 1997, chapter 239, article 1, section 9, is amended to read:

Sec. 9. BOARD OF PEACE OFFICER STANDARDS AND TRAINING	3,581,000	3,801,000
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This appropriation is from the peace officers training account in the special revenue fund. Any receipts credited to the peace officer training account in the special revenue fund in the first year in excess of \$3,581,000 must be transferred and credited to the general fund. Any receipts credited to the peace officer training account in the special revenue fund in the second year in excess of \$3,801,000 must be transferred and credited to the general fund.

\$30,000 the first year is from the special revenue fund for DARE officer training.

\$312,000 the second year shall be expended as follows: (1) up to \$30,000 for administrative law judge costs; (2) up to \$16,000 for minority recruitment; (3) up to

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\$10,000 for computer training and support; (4) up to \$30,000 for DARE officer training; (5) \$100,000 for a law enforcement library at metropolitan state university; (6) up to \$25,000 for hiring a consultant to develop a screening examination for admission to a law enforcement skills program. If there are sufficient funds remaining after developing the screening examination, the consultant may develop a new reciprocity examination; and (7) up to \$101,000 for increased reimbursements to local law enforcement for the cost of administering board-approved continuing education to peace officers.

By July 1, 1998, and each July 1 thereafter, the board shall report to the chairs of the senate and house divisions having jurisdiction over criminal justice funding on the activities of the minority recruiter and the outcomes attributable to that position. information provided to the board on recruitment information and enrollment statistics from MNSCU institutions that provide the Professional Peace Officer Education Program.

The commissioner of finance shall ensure that the base budget for the 2000-2001 fiscal biennium for the POST board includes the \$850,000 each year that was transferred in fiscal year 1997 from the POST board to the Minnesota state colleges and universities system.

The board shall provide education and training to peace officers and other criminal justice personnel on early intervention and reduction of possible HIV seroconversion for persons who have experienced a significant exposure, as defined in Minnesota Statutes, section 144.761. The POST board shall work in cooperation with the commissioners of public safety and corrections in

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providing this training. A portion of this appropriation shall be awarded as grants to professional employers of emergency medical services personnel as defined in Minnesota Statutes, section 144.761, subdivision 5, clause (2), to demonstrate effective education and training services and procedures for implementing the protocol described in Minnesota Statutes, section 144.762.

**Sec. 3. REPEALER.**

Minnesota Statutes 2000, section 412.101, is repealed.

Presented to the governor May 17, 2001

Signed by the governor May 21, 2001, 10:49 a.m.

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**CHAPTER 136—S.F.No. 1583**

*An act relating to children; amending the definition of child neglect; amending Minnesota Statutes 2000, section 626.556, subdivision 2.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2000, section 626.556, subdivision 2, is amended to read:

Subd. 2. **DEFINITIONS.** As used in this section, the following terms have the meanings given them unless the specific content indicates otherwise:

(a) "Sexual abuse" means the subjection of a child by a person responsible for the child's care, by a person who has a significant relationship to the child, as defined in section 609.341, or by a person in a position of authority, as defined in section 609.341, subdivision 10, to any act which constitutes a violation of section 609.342 (criminal sexual conduct in the first degree), 609.343 (criminal sexual conduct in the second degree), 609.344 (criminal sexual conduct in the third degree), 609.345 (criminal sexual conduct in the fourth degree), or 609.3451 (criminal sexual conduct in the fifth degree). Sexual abuse also includes any act which involves a minor which constitutes a violation of prostitution offenses under sections 609.321 to 609.324 or 617.246. Sexual abuse includes threatened sexual abuse.

(b) "Person responsible for the child's care" means (1) an individual functioning within the family unit and having responsibilities for the care of the child such as a parent, guardian, or other person having similar care responsibilities, or (2) an individual functioning outside the family unit and having responsibilities for the care

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